

TIPPECANOE COUNTY COUNCIL
REGULAR MEETING
SEPTEMBER 11, 2001

The Tippecanoe County Council held its regular meeting on Tuesday, September 11, 2001 at 2:00 P.M. in the Tippecanoe Room in the County Office Building. Council members present were: President David S. Byers, Vice President Connie Basham, Jeffrey Kessler, Margaret K. Bell, Jeffrey A. Kemper, Kathy Vernon, and Ronald L. Fruitt; Auditor Robert A. Plantenga, Attorney David W. Luhman, and Secretary Pauline E. Rohr.

President Byers called the meeting to order and led the Pledge of Allegiance. He then called upon Rev. Bill Overbay, Pastor of Brady Lane Church of Christ, to offer a prayer.

FINAL APPROVAL: 2002 Budget

President Byers read the Ordinance:

(quote)

Budget Form 4 (Rev. 1985)

ORDINANCE FOR APPROPRIATIONS AND TAX RATES

Be it ordained by the County Council of Tippecanoe, Indiana: that for the expenses of the County government and its institutions for the year ending December 31, 2002, the sums of money shown on Budget form 4-A are hereby appropriated and ordered set apart out of the several funds herein named and for the purposes herein specified, subject to the laws governing the same. Such sums herein appropriated shall be held to include all expenditures authorized to be made during the year, unless otherwise expressly stipulated and provided for by law. In addition, for the purposes of raising revenues to meet the necessary expense of County government, tax rates are shown on Budget Form 4-B and included herein. Two (2) copies of Budget Forms 4-A and 4-B for all funds and departments are made a part of the budget report submitted herewith.

Presented to the County Council of Tippecanoe County, Indiana, and read in full for the first time this 27th day of August 2001.

Attest: /s/Robert A. Plantenga, Auditor

/s/David S. Byers, President

Presented to the County Council of Tippecanoe County, Indiana, and read in full for the second time, and adopted, this 11th day of September, 2001, by the following vote:

	Aye	Nay
Connie Basham	_____	_____
Margaret K. Bell	_____	_____
David S. Byers	_____	_____
Ronald L. Fruitt	_____	_____
Jeffrey A. Kemper	_____	_____
Jeffrey Kessler	_____	_____
Kathy Vernon	_____	_____

ATTEST: _____
Robert A. Plantenga, Auditor

APPROVED BY: TIPPECANOE COUNTY COUNCIL ON SEPTEMBER 11, 2001.

David S. Byers, President

Connie Basham

Margaret K. Bell
ATTEST: _____
Robert A. Plantenga, Auditor

Ronald L. Fruitt

Jeffrey A. Kemper

Jeffrey Kessler

Kathy Vernon

(unquote)

2002 BUDGET CLARIFICATIONS

President Byers asked Attorney Luhman to explain why the County purchases ambulances for the hospitals. Attorney Luhman explained that, prior to 1975, a private company provided ambulance service that was unsatisfactory to all parties. By agreement, the County agreed to provide the ambulances, the two (2) hospitals agreed to man them (one always on call at each hospital), and the Sheriff agreed to dispatch them. Attorney Luhman said the County is not required to provide ambulances, but the contract continues from year to year unless six (6) months notice is given by either party of the intent to terminate.

Auditor Plantenga reported that amounts for Coroner’s Retirement and Superior Court III’s Health Insurance have been corrected in the final Budget.

It was clarified that County Assessor Bob McKee agreed to reimburse 5% of the 10% raise for Trustees for 2002 to the General Fund from the Reassessment Fund. The remaining 5% will be fully funded from the General Fund. Auditor Plantenga said the amount paid from Reassessment will total \$1,707.00.

Attorney Luhman advised that the Council has until the end of the year to approve the 2002 per diem for the Assessors for Reassessment by resolution.

- Councilmember Kessler moved to approve the 2002 Final Budget, seconded by Councilmember Kemper.

Auditor Plantenga recorded the roll call vote:

Connie Basham	Yes
Margaret Bell	Yes
David Byers	Yes
Ronald Fruitt	Yes
Jeffrey Kemper	Yes
Jeffrey Kessler	Yes
Kathy Vernon	Yes

- The motion to approve the 2002 Final Budget passed 7 – 0.

RESOLUTION 2001-43-CL: Coroner’s 2002 Salary

(quote)

RESOLUTION 2001-43-CL

**CONFIRMING AND RATIFYING 2002 SALARY
OF COUNTY CORONER**

WHEREAS, the Tippecanoe County Council, on September 11, 2001 adopted an Ordinance setting forth the appropriations and tax rates for 2002; and

WHEREAS, pursuant to said Ordinance the Tippecanoe County Council established the salary of the Tippecanoe County Coroner for 2002 in the amount of \$35,466.00; and

WHEREAS, Indiana Code 36-2-14-15 requires the Tippecanoe County Council to fix the compensation for a coroner who is licensed to practice as a physician in Indiana at one and one half (1 1/2) times that of a coroner who is not licensed to practice as a physician in Indiana; and

WHEREAS, those persons elected to and serving as Tippecanoe County Coroner for at least the last 35 years have all been licensed to practice as physicians in Indiana and the salaries established for the office of Tippecanoe County Coroner by the Tippecanoe County Council have always, during said period of time, been established with knowledge of the professional qualifications of the person then serving as coroner; and

WHEREAS, it is the desire of the Tippecanoe County Council to ratify and confirm that the 2002 salary for the Tippecanoe County Coroner as incorporated in the 2002 County Budget approved September 11, 2001 is that for a coroner who is licensed to practice as a physician in Indiana; and

NOW, THEREFORE BE IT RESOLVED that the 2002 salary for the Tippecanoe County Coroner, as enacted by the Tippecanoe County Council on September 11, 2001 in the amount of \$35,466.00 be and the same is hereby ratified and confirmed;

BE IT FURTHER RESOLVED that the 2002 salary for the Tippecanoe County Coroner in the amount of \$35,466.00, shall be the compensation for a coroner licensed to practice as a physician in Indiana and the 2002 salary for a coroner, who is not licensed to practice as a physician in Indiana be and the same is hereby fixed at \$23,644.00.

Presented to the County Council of Tippecanoe County, Indiana, and adopted this 11th day of September, 2001, by the following vote:

VOTE	TIPPECANOE COUNTY COUNCIL
David S. Byers	David S. Byers, President
Connie Basham	Connie Basham, Vice President
Jeffrey Kessler	Jeffrey Kessler
Margaret K. Bell	Margaret K. Bell
Jeffrey A. Kemper	Jeffrey A. Kemper
Kathy Vernon	Kathy Vernon
Ronald L. Fruitt	Ronald L. Fruitt

ATTEST:

Robert Plantenga, Auditor

(unquote)

- Councilmember Basham moved to approve Resolution 2001-43-CL, seconded by Councilmember Fruitt; motion carried.

RESOLUTION 2001-44-CL: Surveyor’s 2002 Salary

(quote)

RESOLUTION 2001 - 44 -CL
CONFIRMING AND RATIFYING 2002 SALARY
OF COUNTY SURVEYOR

WHEREAS, the Tippecanoe County Council, on September 11, 2001 adopted an Ordinance setting forth the appropriations and tax rates for 2002; and

WHEREAS, pursuant to said Ordinance the Tippecanoe County Council established the salary of the Tippecanoe County Surveyor for 2002 in the amount of \$70,000.00; and

WHEREAS, Indiana Code 36-2-12-15 requires the Tippecanoe County Council to fix the compensation for a County Surveyor who is registered under IC 25-21.5 or IC 25-31 at one and one-half (1 1/2) times that fixed for a surveyor who is not registered under IC 25-21.5 or IC 25-31; and

WHEREAS, the person currently elected to and serving as Tippecanoe County Surveyor is licensed under IC 25-21.5 or IC 25-31 and the salary established for the office of Tippecanoe County Surveyor by the Tippecanoe County Council has been established in consideration of the fact that the person serving as County Surveyor has been so licensed under IC 25-21.5 or IC 25-31; and

WHEREAS, the Tippecanoe County Council desires to ratify and confirm that the 2002 salary for the Tippecanoe County Surveyor as set forth in the 2002 budget adopted September 11, 2001 is that for a surveyor who is registered under IC 25-21.5 or IC 25-31; and

NOW, THEREFORE BE IT RESOLVED that the 2002 salary for the Tippecanoe County Surveyor, as enacted by the Tippecanoe County Council on September 11, 2001 in the amount of \$70,000.00 be and the same is hereby ratified and confirmed;

BE IT FURTHER RESOLVED that the 2002 salary for the Tippecanoe County Surveyor in the amount of \$70,000.00, shall be the compensation for a surveyor who is registered under IC 25-21.5 or IC 25-31 and the 2002 salary for the county surveyor, if not registered under IC 25-21.5 or IC 25-31, be and the same is hereby fixed at \$46,667.00.

Adopted this 11th day of September, 2001.

Presented to the County Council of Tippecanoe County, Indiana, and adopted this 11th day of September, 2001, by the following vote:

	VOTE	TIPPECANOE COUNTY COUNCIL
David S. Byers		_____
Connie Basham		David S. Byers, President
Jeffrey Kessler		_____
Margaret K. Bell		Connie Basham, Vice President
Jeffrey A. Kemper		_____
Kathy Vernon		Jeffrey Kessler
Ronald L. Fruitt		_____
		Margaret K. Bell

		Jeffrey A. Kemper

		Kathy Vernon

		Ronald L. Fruitt

ATTEST:

Robert Plantenga, Auditor

(unquote)

- Councilmember Basham moved to approve Resolution 2001-44-CL, seconded by Councilmember Vernon; motion carried.

RESOLUTION 2001-40-CL: Mental Health Funding

Attorney Luhman read the Resolution:

(quote)

RESOLUTION 2001-40-CL

**RESOLUTION CONFIRMING FUNDING
OF COMMUNITY MENTAL HEALTH CENTERS**

WHEREAS, Indiana Code 12-29-2-2 requires counties to fund the operation of community mental health centers in an amount not less than the amount that would be raised by an annual tax rate of 1.33 cents (\$0.0133) on each one hundred dollars (\$100.00) of taxable property within the county; and

WHEREAS, the Tippecanoe County Council did on September 11, 2001 duly adopt the 2002 budget for Tippecanoe County, which budget provided for funding for community mental health centers in an amount equivalent to an annual tax rate of 2 cents (\$0.02) on each one hundred dollars (\$100.00) of taxable property within the county; and

WHEREAS, the Tippecanoe County Council desires to confirm the amount of such funding and such tax rate.

NOW, THEREFORE, BE IT RESOLVED that the funding for the operation of community mental health centers in the County of Tippecanoe, State of Indiana for the year 2002 shall be and the same is hereby confirmed in an amount equivalent to the amount that would be raised by an annual tax rate of two cents (\$.02) on each one hundred dollars (\$100.00) of taxable property within Tippecanoe County.

ADOPTED by the Tippecanoe County Council, this 11th day of September, 2001.

TIPPECANOE COUNTY COUNCIL

David S. Byers, President

Connie Basham, Vice President

Jeffrey Kessler

Margaret K. Bell

Jeffrey A. Kemper

Kathy Vernon

Ronald L. Fruitt

ATTEST:

Robert Plantenga, Auditor

(unquote)

Councilmember Kemper asked for an explanation of 1.33 cents and 2 cents in the Resolution. Attorney Luhman explained that based on the amount of the Budget, the Council is required to do a minimum of 1.33 cents and the Auditor has backed off from the amount approved to get the 2 cents maximum. Auditor Plantenga interjected that the Council can go up to 2 cents outside of the maximum levy but to go over the 1.33 cents a resolution is needed to say that it is the Council’s intent to give Mental Health more money but we don’t want it included in our maximum levy. He explained that due to a change in philosophy two years ago, the State Tax Board requires this action to be done by resolution or they will not approve it. In prior years, the Council could approve up to 6 cents outside the maximum levy but, since the change in the formula that triples the assessment, the amount is now 2 cents. Auditor Plantenga said he thinks the appropriation is \$1 million.

- Councilmember Kemper moved to approve Resolution 2001-40-CL, seconded by Councilmember Basham; motion carried.

SHERIFF

POLICE RETIREMENT PLAN

Sheriff Murtaugh requested Council’s approval of the amended Police Retirement Plan to comply with recent changes to IRS regulations.

- Councilmember Basham moved to approve the amended Police Retirement Plan, seconded by Councilmember Bell; motion carried.

ADDITIONAL APPROPRIATION: \$75,000.00
75,000.00 Food

With an average monthly Food cost of \$22,000, Sheriff Murtaugh estimated he will need an additional \$75,000 for the remainder of the year.

- Councilmember Kessler moved to approve an addition \$75,000 for Food, seconded by Councilmember Vernon; motion carried.

TRANSFERS: \$35,000.00			
From:	01-05-121480	Correction Officers	20,000.00
To:	01-05-221300-1015	Medical	20,000.00
From:	01-05-121410	Deputies	10,000.00
To:	01-05-331000	Fugitives	10,000.00
From:	01-05-112169	Communication Officers	5,000.00
To:	01-05-331300	Institutional Care	5,000.00

- Councilmember Kessler moved to approve the Transfers, seconded by Councilmember Bell; motion carried.

E-911 FUND 58

ADDITIONAL APPROPRIATION: \$150,000.00
150,000.00 Capital Outlay

Sheriff Murtaugh explained this request will pay off four (4) leases to avoid further interest.

- Councilmember Kemper moved to approve the Appropriation of \$150,000, seconded by Councilmember Fruitt; motion carried.

APPROVAL OF MINUTES

- Councilmember Kessler moved to approve the minutes of the August 14, 2001 Regular Meeting as distributed, seconded by Councilmember Bell; motion carried.

FINANCIAL STATEMENT: Auditor Robert Plantenga

Auditor Plantenga reported the 2001 uncommitted County General Funds through August 31, 2001 are \$865,489.41. He also reported \$10,837,852.62 or 82% of the anticipated revenue for 2001 has been received.

INTEREST STATEMENT: Treasurer Oneta Tolle

Treasurer Tolle reported interest earned for July 2001 was \$327,465.35. MBIA interests for July 2001 was \$16,720.71.

Councilmember Kessler asked if we pay transaction fees for our accounts in local banks. Treasurer Tolle said we do not.

CORONER: Secretary Jane Haan (Tabled 8/14/2001)

ADDITIONAL APPROPRIATIONS: \$16,000

10,000.00 Autopsies
6,000.00 Transfer Service

- Councilmember Fruitt moved to take this request from the table, seconded by Councilmember Kemper; motion carried.

Mrs. Haan requested an additional \$10,000 for Autopsies that she said average \$1,000 each. They normally perform 42 to 50 autopsies a year but, as of August 31st, they have already performed 44. She noted she has already transferred \$1,780 from Telephone to Autopsies. The Transfer Service request of \$6,000 is to pay the company that contracts to move a body from the scene to the Morgue and then to the funeral home. She has already transferred \$4,000 from Autopsies and \$126.54 from Travel to Transfer Service.

- Councilmember Fruitt moved to approve \$10,000 for Autopsies and \$6,000 for Transfer Service, seconded by Councilmember Kemper; motion carried.

FAIRGROUNDS

ADDITIONAL APPROPRIATIONS: \$4,800.00

4,800.00 Overtime

This request is to pay the Fairgrounds' Caretaker for overtime hours.

- Councilmember Fruitt moved to approve an additional \$4,800 for Overtime, seconded by Councilmember Vernon; motion carried.

BUILDING COMMISSION: Building Commissioner Ron Highland

ADDITIONAL APPROPRIATIONS: \$500.00

500.00 Photo & Processing

On behalf of his office, Mr. Highland thanked the Council for approving the 5% raise for 2002. He requested additional funds for Photo & Processing because he said he is paying this line item for his office and the new Zoning Enforcement Office for the remainder of the year.

- Councilmember Kessler moved to approve the additional \$500.00, seconded by Councilmember Basham; motion carried.

Mr. Highland explained his 2002 request for the new line item Vehicle Maintenance that was totally cut by the Council. He said the \$0.31 per mile reimbursement his Inspectors receive for Mileage is insufficient to maintain their personal vehicles they use to perform their jobs. Councilmember Kemper responded that individuals who use their own vehicles for work in the private sector only receive reimbursement for mileage. Councilmember Kessler stated the Council is trying to be consistent with the way they handle similar requests from other departments.

PUBLIC DEFENDER:

County General Fund 01

ADDITIONAL APPROPRIATION: \$25,000.00

25,000.00 Professional Services

Public Defender Fee Fund 42

ADDITIONAL APPROPRIATIONS: \$6,800.00

5,000.00 Professional Services

1,800.00 Overtime

Councilmember Kemper reported that the Public Defender estimates she will need \$50,000.00 for the remainder of the year in the Professional Services line item.

- Councilmember Kemper moved to approve an additional \$25,000.00 for Professional Services from County General Fund 01 and an additional \$5,000.00 for Professional Services and \$1,800 for Overtime from Public Defender Fee Fund 42, seconded by Councilmember Basham; motion carried.

JUVENILE ALTERNATIVES: Director Cathy Smith

ADDITIONAL APPROPRIATIONS: \$994.00

994.00 Capital Outlay

Ms Smith this request will appropriate matching funds received from West Lafayette Police for the JAIBG Program.

- Councilmember Fruitt moved to approve the appropriation, seconded by Councilmember Kessler; motion carried.

SUPERIOR COURT III: Judge Loretta Rush

ADDITIONAL APPROPRIATIONS: \$214,681.00

75,000.00 Institutional Care – 2001 Secure Detention

14,681.00 Institutional Care – Girls’ School

125,000.00 Institutional Care – Boys’ School

Judge Rush acknowledged she began the year with a \$400,000.00 appropriation for Institutional Care and was granted an additional \$150,000.00 on March 13, 2001 to begin paying down the \$1.1 million debt owed to the Boys’ and Girls’ Schools. Her requests for \$125,000.00 for Boys’ School and \$14,681.00 for Girls’ School, are to pay 2001 bills incurred through June 2001. She has a current balance of \$41,700.00 in her 2001 appropriation and \$15,000.00 in new bills. She estimated she will need \$75,000.00 for the remainder of the year.

Judge Rush noted that current charges for Secure Detention are higher due to increased per diem rates at several institutions and the loss of Federal reimbursements that are no longer available.

- Councilmember Kemper moved to approve an additional \$125,000.00 for Boys’ School, \$14,681.00 for Girls’ School, and \$75,000.00 for Secure Detention, seconded by Councilmember Basham; motion carried.

CARY HOME: Director Rebecca Humphrey

ADDITIONAL APPROPRIATIONS: \$17,815.00

13,979.00 Juv Enhancement & Treatment Co-ord

1,070.00 Social Security

64.00 Retirement

1,613.00 Health Insurance

489.00 Worker’s Comp

Ms Humphrey explained that, by an Agreement, this appropriation will be reimbursed to the General Fund by the Division of Family & Children (DFC). The amended Agreement follows:

(quote)

**AMENDED AGREEMENT OF COOPERATION
BETWEEN**

**TIPPECANOE COUNTY DIVISION OF FAMILY AND CHILDREN
111 N 4th Street
Lafayette, IN 47901**

AND

TIPPECANOE COUNTY CARY HOME FOR CHILDREN
1530 S 18th Street
Lafayette, IN 47905

This Agreement of Cooperation is entered into, by and between Tippecanoe County Division of Family and Children (herein referred to as DFC) and Tippecanoe County Cary Home for Children (herein referred to as Cary Home).

The former agreement dated 5/1/2001 is amended to state (under DFC AGREES, C.) To provide monetary support in the form of reimbursement to Tippecanoe County for the Juvenile Enhancement and Treatment Coordinator from August 1, 2001 through December 31, 2001. It is agreed that the Juvenile Enhancement and Treatment Coordinator will work 40 hours per week and be reimbursed in the amount of \$1,781.31 as billed to DFC per pay period to amount to a total reimbursed of \$17,813.10.

The parties named above, Tippecanoe County Division of Family and Children represented by David E. Ling and Tippecanoe County Cary Home for Children represented by Rebecca A. Humphrey, do hereby agree to the AMENDED Agreement of Cooperation and by signing below agree to carry out each party's responsibility contained herein.

/s/David E. Ling, Director	9/10/2001	/s/Rebecca Humphrey, Director
	9/10/2001	
Tippecanoe County DFC		Cary Home for Children

(unquote)

- Councilmember Basham moved to approve the Additional Appropriation of \$17,815.00, seconded by Councilmember Fruitt; motion carried.

EMERGENCY MANAGEMENT: Director Steve Wettschurack

ADDITIONAL APPROPRIATIONS: \$1,500.00
1,500.00 Repair & Maintenance Radio

Mr. Wettschurack explained this request will fund the purchase of batteries for their portable radios in preparation for the Farm Progress Show, the Feast of the Hunter’s Moon, Purdue Football Games, and other events the volunteers work. He noted that twenty nine (29) volunteers assisted with traffic control during the last two (2) power outages and they are scheduled to help with events over the next eleven (11) week-ends.

- Councilmember Fruitt moved to approve an additional \$1,500.00, seconded by Councilmember Kessler; motion carried.

PROSECUTOR

SALARY ORDINANCE	Position	<u>Rate</u>	<u>Salary</u>
Part-time	Deputy Prosecuting Attorney	22.13/hr	

Mr. Bean requested approval of the Salary Ordinance for this newly created Part-time position. He has adequate funding for the remainder of the year due to a vacancy and expects to receive grant funding for 2002.

- Councilmember Kemper moved to approve the Salary Ordinance, seconded by Councilmember Basham; motion carried.

SUPERIOR COURT V: Jury Pay Fund 161

ADDITIONAL APPROPRIATION: \$10,000.00
10,000.00 Jury Expense

- Councilmember Kemper moved to approve the additional funds from Jury Pay Fund 161 for Jury Expense, seconded by Councilmember Basham; motion carried.

COMMISSIONERS & TCOB/COURTHOUSE: County General Fund 01: Commissioners’ Assistant Jennifer Weston

ADDITIONAL APPROPRIATION: \$35,000.00
5,000.00 PTABOA

20,000.00 Legal Services
10,000.00 Heating Fuel

Prior to today's meeting, Mrs. Weston E-mailed explanations for these requests to Councilmembers.

Due to the large number of Property Tax appeals heard by PTABOA, the pay for the Board members has exceeded the \$3,500.00 appropriated for 2001. County Assessor Bob McKee estimates an additional \$5,000 will be needed for the remainder of the year. The request for additional funding for Legal Services is not attributed to a particular legal issue. The costs associated with the mandate and potential litigation with respect to the assessment audits are not known at this time.

- Councilmember Kessler moved to approve \$5,000.00 for PTABOA, \$20,000.00 for Legal Services, and \$10,000.00 for Heating Fuel, seconded by Councilmember Bell.

In response to Councilmember Kemper's inquiry regarding the Legal Services' request and his hope that costs related to the mandate will be kept separate, Mrs. Weston said they are keeping those billings separate. She reported that, according to Attorney Luhman, if the County is required to pay Judge Melichar's legal fees, they can be paid from unappropriated funds. The Commissioners have received billings for the local attorneys' work relating to Courthouse security or the mandate that total approximately \$17,000.00.

Councilmember Kemper asked if payment for legal fees can be delayed. Attorney Luhman responded that the Council is not required to pay today. He said Judge Kickbush's Order directed the parties to submit their legal fees within thirty (30) days and, if so ordered, the County will have ten (10) days to pay. He continued by saying there is the issue of the review of Judge Kickbush's Order by the Indiana Supreme Court and if the Court will stay the entire Order including the fee part.

- The motion to approve the Additional Appropriation of \$35,000.00 carried.

Councilmember Kessler asked why the amount in the upcoming resolution pertaining to the Parking Garage is \$55,000.00 but the request for additional funding for this purpose is only \$50,000.00. Attorney Luhman explained this allows expenditures of an additional \$5,000.00 from the Cum Cap Fund if needed.

RESOLUTION 2001-39-CL: Amends Cum Cap Plan for Parking Garage Maintenance

Attorney Luhman summarized that this Resolution amends the Cum Cap Plan by adding Project U which authorizes the expenditure of up to \$55,000.00 for maintenance for the Parking Garage.

(quote)

TIPPECANOE COUNTY COUNCIL

RESOLUTION 2001-39-CL

**RESOLUTION ENDORSING THE AMENDMENT OF THE
TIPPECANOE COUNTY CUMULATIVE CAPITAL TAX CAPITAL
IMPROVEMENT PLAN**

WHEREAS, authority has been granted to the Board of Commissioners of the County of Tippecanoe to adopt a Cumulative Capital Improvement Plan for the County of Tippecanoe setting forth the uses of the Revenues which Tippecanoe County shall receive from the Cumulative Capital Tax duly adopted in the year 1984.

WHEREAS, the Tippecanoe County Council shall be involved in the consideration of appropriations, financing mechanisms; including but not limited to, bonds, as to the various projects set forth in the Cumulative Capital Improvement Plan.

WHEREAS, the Tippecanoe County Council has had the opportunity to review the various projects as described in the Cumulative Capital Improvement Plan, and are of the opinion that they are beneficial and cost effective for Tippecanoe County.

NOW, THEREFORE, after due consideration, the Tippecanoe County Council hereby endorses the Cumulative Capital Improvement Plan adopted by the Board of Commissioners of the County of Tippecanoe pursuant to Resolution 2001-38-CM, a copy of which is attached hereto and by reference made a part hereof.

Adopted and passed this the 11th day of September, 2001.

TIPPECANOE COUNTY COUNCIL

David S. Byers, President

Connie Basham, Vice President

Jeffrey Kessler

Margaret K. Bell

Jeffrey A. Kemper

Kathy Vernon

Ronal L. Fruitt

ATTEST:

Robert A. Plantenga, Auditor

(unquote)

- Councilmember Kessler moved to approve Resolution 2001-39-CL, seconded by Councilmember Fruitt; motion carried.

COMMISSIONERS: Cum Cap Fund 16

ADDITIONAL APPROPRIATION: \$50,000.00
50,000.00 Parking Garage Maintenance

- Councilmember Kessler moved to approve the appropriation of \$50,000.00 from the Cum Cap Fund 16, seconded by Councilmember Bell; motion carried.

COMMISSIONERS: Parking Garage Maintenance Fund 180

ADDITIONAL APPROPRIATION: \$75,000.00
22,000.00 Contractual Services
10,000.00 Utilities
3,000.00 Repair & Maintenance
15,000.00 Insurance
25,000.00 Capital Outlay

This request is for expenses for the remainder of 2001.

- Councilmember Kessler moved to approve the appropriation of \$75,000.00 from Parking Garage Maintenance Fund 180, seconded by Councilmember Bell.

Councilmember Kemper asked if the garage is over budget. Mrs. Weston responded that his request is for operations, not construction.

- The motion carried.

PROBATION: JAIBG Program Fund 177

TRANSFER: \$400.00
From: 177-01-211000 Supplies 400.00
To: 177-01-322400 Telephone/SHOCAP 400.00

This transfer will set up an account for a 6 month contract for Telephone Services for SHOCAP.

- Councilmember Kemper moved to approve the transfer of \$400.00 in Fund 177, seconded by Councilmember Basham; motion carried.

WIC: 10/1/2001 Through 9/30/2002

SALARY ORDINANCE	Position	Rate	Salary
Full Time	Clerk	955.46	
		1,053.21	24,690.54
	Clerk Supervisor	1,039.50	
		1,091.50	
		1,145.92	26,591.46
	R.D.	1,468.33	

Part-time	Assistant Coordinator	1,541.75	36,561.48
		1,726.67	
	Coordinator	1,813.00	42,994.02
		1,916.63	
	Nutritionist reg. pt	2,012.46	47,724.06
		17.17/hr	
	Nutritionist	18.03/hr	
		15.36hr	
	Clerk, Bilingual	16.13/hr	
		10.00/hr	
	Clerk	10.50/hr	
		10.00/hr	
	Nutrition Clerk	10/50/hr	
		10.00/hr	

Peer Counselor	10.50/hr	
	10.00/hr	

This Salary Ordinance if for WIC’s Fiscal Year 2002. The first rate listed is for the period from October 1, 2001 through December 31, 2001. The second rate listed is for the period from January 1, 2002 through September 30, 2002.

- Councilmember Basham moved to approve the Salary Ordinance for WIC’s Fiscal Year 2002, seconded by Councilmember Kessler; motion carried.

RESOLUTION 2001-36-CL: Credit Card Authorization for Parking Garage

(quote)

**RESOLUTION NO. 2001-36-CL
AUTHORIZING ACCEPTANCE OF CREDIT CARDS
AND OTHER FINANCIAL INSTRUMENTS**

WHEREAS, Indiana Code 36-1-8-11 allows the Tippecanoe County Council, as the fiscal body of the Tippecanoe County, to designate the financial instruments by which payments may be made to the County; and

WHEREAS, the Tippecanoe County Council desires to authorize the use of the financial instruments designated herein for the payment of all sums due Tippecanoe County, its various departments and agencies;

NOW THEREFORE BE IT RESOLVED by the Tippecanoe County Council that:

The Tippecanoe County Council hereby authorizes the payment of all sums now or hereafter due the County of Tippecanoe, for any purpose, to be paid by any of the following instruments: cash, check, bank draft, money order, bank card or credit card, or electric funds transfer.

ADOPTED this 11th day of September, 2001.

TIPPECANOE COUNTY COUNCIL

David S. Byers, President

Connie Basham, Vice President

Jeffrey Kessler

Margaret K. Bell

Jeffrey A. Kemper

Kathy Vernon

Ronald L. Fruitt

ATTEST:

Robert A. Plantenga, Auditor

(unquote)

Approval of this Resolution will authorize the use of credit cards in the Parking Garage. President Byers asked if the County has to pay the fee if we offer this service. Attorney Luhman indicated the County will pay the fee if the Commissioners enter into a contract with a credit card company. President Byers thought the amount of fees could be quite costly if departments that charge large fees such as Building Permits take credit cards. Attorney Luhman responded that would have to be dealt with on an individual basis since the Commissioners must approve all contracts.

As a retailer, Councilmember Kessler said he has a built-in margin to pay the fees but the County doesn't have that option. He estimated that 2% or more of the revenue from the garage cannot be used because the County has to pay fees. He thinks this is too much to pay for convenience to the public.

Mrs. Weston interjected that, since the garage will be open 24 hours, the auto pay station is mostly to accommodate after hours' users when no attendant will be on duty. She said she doesn't know the amount of the fee.

Councilmember Byers said he is ok with credit cards if the fee can be charged to the credit card user.

Councilmember Vernon wondered if people will be deterred from using our garage if we don't take credit cards. If a person doesn't have sufficient cash, she asked how that person is to exit the garage late in the evening. She thinks this poses a security problem for the person who is going to have to call someone to let them out or else break the gate.

Councilmember Kessler said he can approve the use of credit card after hours, but not when an attendant is present.

- Councilmember Vernon moved to table Resolution 2001-36-CL, seconded by Councilmember Basham; motion carried.

RESOLUTION 2001-42-CL: Amends EDIT Plan for Additional Funding for Jail Expansion

Attorney Luhman explained this Resolution adds Project 32 that will provide additional funding up to \$227,459.00 for use during the construction of the Jail expansion. As a line of credit, it allows the Commissioners to accept base bids and some of the alternates such as Visual Visitation they couldn't afford.

(quote)

TIPPECANOE COUNTY COUNCIL

RESOLUTION 2001-42-CL

**RESOLUTION ENDORSING THE ADOPTION OF AN AMENDMENT
TO THE TIPPECANOE COUNTY ECONOMIC DEVELOPMENT
INCOME TAX CAPITAL IMPROVEMENT PLAN**

WHEREAS, authority has been granted by I.C. 6-3.5-7-15 to the Board of Commissioners of the County of Tippecanoe, to adopt a Capital Improvement Plan for the County of Tippecanoe setting forth the uses of the revenues which Tippecanoe County shall receive from the Economic Development Income Tax duly adopted in the year 1989.

WHEREAS, the Tippecanoe County Council shall be involved in the consideration of appropriations and financing mechanisms; including but not limited to, bonds, as to the various projects set forth in the Capital Improvement Plan.

WHEREAS, the Tippecanoe County Council has previously ratified and endorsed prior Economic Development Income Tax Capital Improvement Plans as submitted by the Board of Commissioners in Resolution 90-4-CL dated May 7, 1990; Resolution 90-8-CL dated June 12, 1990, 1990; (sic) Resolution 91-14-CL dated August 13, 1991, Resolution 94-16-CL dated November 9, 1994, Resolution 96-06-CL adopted on April 9, 1996, Resolution 96-10-CL dated August 13, 1996, Resolution 97-17-CL adopted May 13, 1997 and Resolution 98-5-CL adopted January 13, 1998, Resolution 98-27-CL dated June 12, 1998, Resolution 98-35-CL dated July 29, 1998; and Resolution 98-43-CL dated October 13, 1998; Resolution 98-47-CL dated November 10, 1998; and Resolution 99-16-CL dated March 9, 1999; and Resolution 99-21-CL adopted on April 13, 1999; Resolution 99-20 CL adopted on May 11, 1999; Resolution 99-31-CL adopted on October 12, 1999; Resolution 2000-09-CL adopted on February 8, 2000; Resolution 2000-20-CL adopted on April 11, 2000; and Resolution 2000-26-CL adopted on May 9, 2000; and Resolution 2000-30-CL adopted on June 13, 2000; and Resolution 2001-09-CL adopted on March 13, 2001; and Resolution 2001-16-CL adopted April 10, 2001; and Resolution 2001-33-CL adopted August 14, 2001; and

WHEREAS, the Tippecanoe County Council has had the opportunity to review the project described in Amendment Number Thirty (30) to the Capital Improvement Plan adopted by the Board of Commissioners of the County of Tippecanoe pursuant to Resolution No. 2001-41-CM dated September 5, 2001, and is of the opinion that the additional project set forth therein is an economic development project as defined IC 6-3.5-7-13.1 for which the County may expend the revenues which Tippecanoe County shall receive from the Economic Development Income Tax and is beneficial and cost effective for Tippecanoe County.

NOW, THEREFORE, BE IT RESOLVED, that the proposed additional funding as may be required for the construction of the Expansion of the Tippecanoe County Law Enforcement Facility Jail in an amount up to \$227,459.00, subject to reimbursement to the EDIT Fund from the proceeds of any bonds issued to finance said jail facility expansion, as identified on Exhibit A attached hereto and made a part hereof is a project for which economic development income tax revenues may be used pursuant to IC 6-3.5-7-13.1; and that the Tippecanoe County Economic Development Income Tax Capital Improvement Plan should be amended to include said project;

BE IT FURTHER RESOLVED, that the Tippecanoe County Council endorses the Amendment Number Thirty (30) providing additional funding as may be required for the construction of the Expansion of the Tippecanoe County Law Enforcement Facility Jail in an amount up to \$227,459.00, subject to reimbursement to the EDIT Fund from the proceeds of any bonds issued to finance said jail facility expansion adopted by the Board of Commissioners of the County of Tippecanoe pursuant to Resolution No. 2001-41-CM.

Presented to the County Council of Tippecanoe County, Indiana, and adopted this 11th day of September, 2001, by the following vote:

VOTE	TIPPECANOE COUNTY COUNCIL
David S. Byers	David S. Byers, President
Connie Basham	Connie Basham, Vice President
Jeffrey Kessler	Jeffrey Kessler
Margaret K. Bell	Margaret K. Bell
Jeffrey A. Kemper	Jeffrey A. Kemper
Kathy Vernon	Kathy Vernon
Ronald L. Fruitt	Ronald L. Fruitt

ATTEST:

Robert Plantenga, Tippecanoe County Auditor

(unquote)

- Councilmember Basham moved to approve Resolution 2001-42-CL, seconded by Councilmember Kessler; motion carried.

ADJOURNMENT

- Councilmember Kessler moved to adjourn, seconded by Councilmember Fruitt; motion carried.

Change in Meeting Date: No Working Session

The next County Council Regular Meeting will be held at 2:00 P.M., **Thursday, October 4, 2001** in the Tippecanoe Room in the County Office Building. There will be no Working Session.

Robert A. Plantenga, Auditor

TIPPECANOE COUNTY COUNCIL

David S. Byers, President

Ronald L. Fruitt

Connie Basham, Vice President

Jeffrey A. Kemper

Margaret K. Bell

Jeffrey Kessler

Attest: _____
Robert A. Plantenga, Auditor

Kathy Vernon